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DOC #:  
DATE FILED: 12/15/2023

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

LUIGI GIROTTO,

Plaintiff,

-against-

CACAO MARKET BY MARIEBELLE, LLC and  
59 WOOSTER ST. CORP.,

Defendants.

1:23-cv-4011 (MKV)

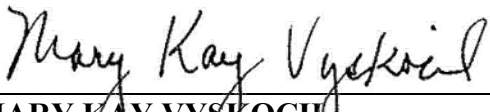
ORDER OF DISMISSAL

MARY KAY VYSKOCIL, United States District Judge:

The Court understands that the parties have reached settlement on all issues [ECF No. 24]. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the parties are unable to memorialize their settlement in writing and as long as the application to restore the action is made by January 15, 2024. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004).

**SO ORDERED.**

**Date: December 15, 2023**  
**New York, NY**

  
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**MARY KAY VYSKOCIL**  
**United States District Judge**